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Attorneys for Defendant
JOSE RAMON GONZALEZ

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)	NO: CR-11-00658 LHK
)	
Plaintiff,)	STIPULATION AND (PROPOSED)
)	ORDER RESCHEDULING,
vs.)	SENTENCING HEARING
)	TO JANUARY 23, 2013
JOSE RAMON GONZALEZ,)	
)	
Defendant.)	
_____)	

The defendant, Jose Ramon Gonzalez through his attorney Richard P. Ponter and United States Attorney through Thomas O'Connell request that defendant's sentencing hearing be rescheduled from November 28, 2012 to January 23, 2013 at 9:00 a.m., (or other date convenient to the Court). The reason for the continuance is:

(1) Defense attorney needs additional time to further investigate and refute Federal Probation's assertion in the PSR that defendant's is a "gang affiliate"; Further investigation and interview of gang expert will be necessary to the defense position. Characterization of defendant as a "validated" gang member will dramatically affect his designation and prison level by BOP.

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1 The Probation Officer is available on that date.

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3 Respectfully submitted,

4 Dated: November 20, 2012

5 /s/ Richard P. Pointer
6 Richard P. Pointer
7 Attorney for Jose Ramon Gonzalez

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9 Dated: November 20, 2012

10 /s/ Thomas O'Connell
11 Thomas O'Connell
12 Assistant United States Attorney

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14 **ORDER OF COURT**

15 Based upon the stipulation of the parties, and for good cause shown,
16 the Court HEREBY ORDERS that the sentencing hearing as to Jose Ramon Gonzalez is
17 rescheduled to January 23, 2013 at 9:00 a.m.

18 IT IS SO ORDERED.

19 Dated: November 20, 2012

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21 LUCY H. KOH
22 United States District Judge
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